

AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

Southern

District of

New York

BODEGA INVESTMENTS, LLC, By And Through
LOUIS P. KREISBERG, Its Tax Matters Partner

SUMMONS IN A CIVIL ACTION

V.

UNITED STATES OF AMERICA

CASE NUMBER:

08 CIV 40657

TO: (Name and address of Defendant)

United States Attorney's Office
for the Southern District of New York
c/o Civil Process Clerk
86 Chambers Street
New York, New York 10007

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Kostelanetz & Fink, LLP
7 World Trade Center
New York, New York 10007
Attn: Brian C. Wille

an answer to the complaint which is served on you with this summons, within 60 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

J. MICHAEL McMAHON

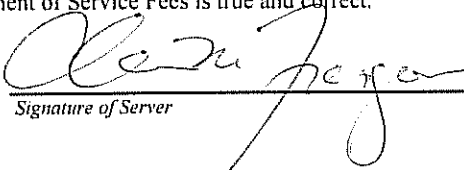
APR 30 2008

CLERK

DATE

(By) DEPUTY CLERK

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RETURN OF SERVICE		
Service of the Summons and complaint was made by me ⁽¹⁾	DATE 4/30/2008	
NAME OF SERVER (PRINT) Christopher M. Ferguson	TITLE Attorney	
<i>Check one box below to indicate appropriate method of service</i>		
<input type="checkbox"/> Served personally upon the defendant. Place where served: <input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: <input type="checkbox"/> Returned unexecuted: <input checked="" type="checkbox"/> Other (specify): Service on the United States of America was effected by serving the Civil Process Clerk for the United States Attorneys Office for the Southern District of New York by Certified Mail pursuant to FRCP 4(i)(1)(A)		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL \$0.00
DECLARATION OF SERVER		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <div style="display: flex; justify-content: space-between; align-items: flex-start;"> <div style="width: 30%;"> <p>Executed on <u>5/7/2008</u> Date</p> </div> <div style="width: 60%; text-align: center;">  Signature of Server Kostelanetz & Fink, LLP 7 World Trade Center, New York, New York 10007 Address of Server </div> </div>		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

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Sent To

Civil Process Clerk - US Attorney's Office

Street, Apt. No.

500 W 8th Chambers St

City, State, ZIP+4

NY NY 10007